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September 12, 2005

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VIA EXPRESS MAIL (EV 130293359 US)

U.S. Application No. 10/763,967, entitled: "Auxiliary Eyewear Attachment Methods and

Apparatus" (filed 01/22/04)

Inventor: Zelman, Gary M., Examiner: Mai, Huy K.

Attorney Docket No. R04-09-4078

Dear Sir/Madam:

Please find enclosed the following documents in response to the Office Action dated August 31, 2005:

- 1. Notice of Appeal from the examiner to the Board of Patent Appeals and Interferences (1 page);
- 2. Pre-Appeal Brief Request for Review (1 page);
- 3. Reasons for Pre-Appeal Brief Request (5 pages);
- 4. Identification of Claims for Notice of Appeal (6 pages);

Re:

- 5. Cover Letter (1 page);
- 6. Credit Card Payment Form PTO 2038 (1 page);
- 7. Certificate of Mailing by Express Mail (1 page); and
- 8. Return Receipt Post Card (1 page).

Very truly yours,

TROJAN LAW OFFICES

David Kogan Reg. No. 50,868

Enclosures

Cc: Gary Zelman



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I hereby certify that the following documents:

- 1. Notice of Appeal from the examiner to the Board of Patent Appeals and Interferences (1 page);
- 2. Pre-Appeal Brief Request for Review (1 page);
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- 4. Identification of Claims for Notice of Appeal (6 pages);
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are being deposited with the U.S. Postal Service by me personally as Express Mail No. EV 130293359 US in an envelope addressed to:

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on September 12, 2005.

For:

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By:

David Kogan Reg. No. 50,868